

NOT FOR PUBLICATION

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

MARVIN SIMON, as Authorized :  
Representative For the Marvin Simon :  
Trust, as amended, for Palm Investors, :  
LLC and for the Jeffrey Markman 1993 :  
Irrevocable Trust, MARILYN SIMON, :  
CLAUDE HARRIS, ANN HARRIS, BEN :  
SIMON, HEIDI SIMON, BRITT SIMON, :  
KIM FINK, ANDREW FINK, AMY :  
GOLDBERG, STEFAN RESSING, :  
Individually and as Trustee of the S. :  
Ressing 1999 Trust, FITZROY :  
VENTURES, LLC, MICHAEL LE, :  
Individually and as Trustee of the ML Lee :  
1999 Trust, and MACKENZIE :  
VENTURES LLC, :

Plaintiffs, :  
vs. :

KPMG LLP AND SIDLEY AUSTIN :  
BROWN & WOOD LLP, f/k/a BROWN :  
& WOOD, LLP, :

Defendants :

**Hon. Dennis M. Cavanaugh**

**ORDER**

Civil Action No. 05-CV-3189 (DMC)

DENNIS M. CAVANAUGH, U.S.D.J.:

This matter having come before the Court upon motion by Class Counsel/Plaintiffs to seal materials pursuant to Local Civil Rule 5.3(c)(3), and the Court having considered all submissions, and for the reasons stated in the Order issued by the Court on this same day,

IT IS on this 24<sup>th</sup> day of February, 2005;

**ORDERED** that Class Counsel/Plaintiffs motion to seal is **denied**.

S/ Dennis M. Cavanaugh  
DENNIS M. CAVANAUGH, U.S.D.J.

Date: February 24, 2006  
Original: Clerk's Office  
cc: All Counsel of Record  
The Honorable Mark Falk, U.S.M.J.